IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 8195 of 2005

Between:

1 Punugoti Ramakrishnam Naidu, S/o. Venkataswamy Naidu,
R/o. Karakollu Village and Post Thottambedu Mandal, Chittoor District.
2 Budaraju Chenchurama Naidu, S/o. Gurrappa Naidu,
R/o. Karakollu Village and Post Thottambedu Mandal, Chittoor District.

..... PETITIONERS

AND

1 The District Collector, Chittoor.
2 The Mandal Revenue Officer, Thottambedu Mandal, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Writ, Order or Direction more particularly one in the nature of Writ of Mandamus, declaring the action of 1st Respondent herein in not disposing of / acting on representation dated 15-02-2005 is illegal, arbitrary and contrary to Rule 9(6) of A.P. Farmers, Management of Irrigation Systems (Delineation and formation of Water Users Association) Rules 2003 and consequently direct the 1st Respondent herein to consider and pass appropriate orders on the representation dated 15-02-2005 before proceeding further and issuing notification under Rule 46 (1) of A.P. Farmers Management of Irrigation Systems (Conduct of Elections) Rules, 2003.

Counsel for the Petitioner: MR.G.RAMESH BABU

Counsel for the Respondents: GP FOR IRRIGATION

The Court made the following:

THE HONOURABLE SRI JUSTICE D.S.R.VARMA

WRIT PETITION NO.8195 OF 2005

ORAL ORDER:

Heard both sides.

This writ petition is filed seeking to issue a writ of Mandamus declaring the action of the respondent No.1 in not disposing of/acting on the representation of the petitioner dated 15.02.2003 as illegal and arbitrary and consequently, to direct the respondent No.1 to consider the said representation before issuing notification under Rule-46 (1) of A.P. Farmers Management of Irrigation Systems (Conduct of Elections) Rules, 2003.

In this writ petition, the apprehension of the petitioner is that notification would be issued contrary to Rule-9 of the A.P. Farmers Management of Irrigation Systems (Delineation and formation of Water Users Association) Rules, 2003.

It is represented by the learned counsel for the petitioner that the petitioner has already submitted representation, dated 15.02.2003, in this regard to the respondents.

In that view of the matter, suffice to close the writ petition with a direction to the respondents to consider the representation of the petitioner, dated 15.02.2005, strictly in accordance with law.

With the above direction, the writ petition is closed at the stage of admission. No order as to costs.

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12.04.2005 D.S.R.VARMA, J

Note:

Issue operative portion

by wire at party's cost.

(bo)

dr

To

1 The District Collector, Chittoor.
2 The Mandal Revenue Officer, Thottambedu Mandal, Chittoor District.

3 2 CCs to Government Pleader for Irrigation,

High Court Buildings, Hyderabad. (OUT)

4 2 CD copies

THE HONOURABLE SRI JUSTICE D.S.R.VARMA

WRIT PETITION NO.8195 OF 2005

12TH APRIL, 2005